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State of Utah

Department of
Environmental Quality

Richard W. Sprott
Executive Director

DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
Director

JON M. HUNTSMAN, JR.
Governor

GARY HERBERT
Lieutenant Governor

January 2, 2008

Mr. R. Jay Marshall, Chief Engineer & Responsible Official
UtahAmerican Energy, Inc. – Horse Canyon Mine Facility
794 "C" Canyon Road
East Carbon, UT 84520
P.O. Box 986
Price, UT 84501

Jaoping
C/007/0013

Dear Mr. Marshall:

Subject: Inactivation and Non-Renewal Requests for UPDES Permit No. UTG040013,
Former Horse Canyon Coal Mine Facility.

We have received your inactivation and non-renewal requests information dated November 26, 2007 for the above referenced UPDES permit. With the previous reclamation of outfall 001 and the modification of outfall 002 and subsequent donation to the College of Eastern Utah, as described in your letter, the potential to discharge from your facility no longer exists. Therefore, outfalls 001 and 002 have been inactivated and you are no longer required to submit the monthly discharge monitoring reports (DMRs). Since there are no active discharge points remaining in the above referenced UPDES Permit, and the site has been reclaimed with no future plans or potential to discharge, your request for non-renewal is therefore appropriate and the permit coverage will expire on its own accord at midnight on April 30, 2008.

Prior the expiration date, I will be in contact to schedule a site visit and inspection for verification purposes. If you have any questions, please contact me at (801) 538-6779 or by e-mail at jstudenka@utah.gov.

Sincerely,

Jeff Studenka

Jeff Studenka, Environmental Scientist
UPDES IES Section

cc: Qian Zhang, P.E., EPA Region VIII
Claron Bjork, SE District Health Department
Dave Ariotti, SE District Engineer
Pam Grubaugh-Littig, Division of Oil Gas & Mines

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